



VISION: We will be a vibrant, dependable and clean city where services are delivered innovatively and effectively.

MISSION: To provide effective operations of the city through collaboration of members, management and staff.

Corporation of Hamilton Board Meeting, City Hall, Hamilton - 5 September 2018 - 12.30pm

Present: Rt. Wor. Charles R. Gosling, JP, Chairman
Councillor John Harvey, MBE, JP
Councillor Dennis Tucker, JP
Councillor Larry Scott
Councillor Nicholas Swan
Councillor Henry Ming
Councillor Carlton Johnson
Councillor George Scott, JP

Staff: Treasurer - Tanya Iris (Acting Secretary)
City Engineer - Patrick Cooper
HR Manager - Lindell Foster
Deputy Treasurer - Siobhan Fubler
Event Project Manager - Danilee Trott
Communications Manager - Zoe Mulholland

Apologies: Councillor RoseAnn Edwards

1. Confirmation of Notice:

The Acting Secretary confirmed that the appropriate notices of the meeting were duly given according to the meeting guide.

2. Role of the Chairman:

The Mayor confirmed his role as the Chairman.

3. Open Meeting:

The meeting was called to order at 12.33pm.

4. Apologies:

The Acting Secretary confirmed that she had received apologies from Councillor RoseAnn Edwards.

5. Public Participation/Presentation:

There was no public participation/presentation.

6. Correspondence:

There was no correspondence.

7. Minutes of Previous Board Meeting dated 8 August 2018

Proposed: Councillor L. Scott

Seconded: Councillor J. Harvey

The Minutes were accepted as read.

8. Matters arising from the Previous Board Meeting of 8 August 2018:

(i) Pursue the matter as it relates to the seven (7) properties that are not connected to the Corporation of Hamilton's (CoH) sewerage system and ascertain whether the CoH would have the ability to waive the connection of those properties:

Note: A Recommendation has been submitted to the Board for approval as it relates to the aforementioned Action Item.

(i) Arrange a meeting with TBI to determine the status of the CoH Agreement with TBI (New Wave). Indicate the intention to terminate the Agreement in 180 days and then look to initiate an RFP: The City Engineer advised that he would be working on this Action Item and hopefully it would be addressed by the end of the week.

(ii) Follow-up with Mr. Ronnie Myers on the opinion requested from Mr. Charles Flint of Blackstone Chambers on the amendments to the Municipalities Act 2018: The Mayor commented that Mr. Myers recommended for Mr. Michael Beloff, QC to write the opinion on the amendments to the Municipalities Act 2018. The opinion was received yesterday.

ACTION: Forward the opinion from Mr. Michael Beloff, QC to the Council Members for review. **(Acting Secretary/Treasurer)**

(iii) Presentation by Mr. Rick Richardson: The Mayor advised that the event over the Labour Day weekend did not take place due to short notice. The Go Kart Association's season was due to commence a week after the proposed event and they expressed concern regarding devoting a great deal of time just prior to their season.

They felt that it would be better to schedule the event for a later date. The Event Project Manager advised that Mr. Richardson had not confirmed a new date as yet. The Mayor suggested that the matter be discussed under Any Other Business (AOB) because the whole reason why the CoH supported the event has fallen away, i.e. supporting Labour Day activities, etc.

Councillor G. Scott joined the meeting at 12:41pm.

9. Recommendations for Review:

There were no Recommendations for review.

10. Resolutions Approved by the Minister:

That the Board approve that the Corporation of Hamilton (CoH) will not give properties not connected to the City sewerage system a letter requiring them to do so at this time. If any major development is done on the site, with the volumes substantially increasing or it becomes an environmental issue, then the requirement would be re-visited.

That the Board approve for the Corporation of Hamilton (CoH) to seek to engage a lawyer with regards to retaining all rights as it relates to the Corporation of Hamilton property at 22 Ewing Street.

The City Engineer advised that this matter is ongoing. He would probably be looking to engage a property lawyer at Appleby, Mr. Neil Molyneux as there are very few property lawyers on the Island. Dialogue continued.

That the Board approve Acting Pay to be awarded to members of the Management Team at levels: Middle Management, Senior Management and the Executive.

That the Board approve the proposal from Bermuda International Football Festival to waive the costs associated with street closure and subsidize labour costs up to \$15,000.00. Any costs over \$15,000.00 to be charged to Bermuda International Football Festival. Mr. Rick Richardson to sign an agreement to that effect.

11. Committees and Recommendations for Review:

(i) Residents Advisory Committee - 7 June 2018

There were no Recommendations for review.

(iv) Residents Advisory Committee - 9 August 2018

There was no meeting held due to the lack of a Quorum.

(ii) **Infrastructure Committee - 15 August 2018**

RESOLUTION: That the Board approve a Tariff Rate Increase of 1.8% for Polaris Holding Company Limited subject to the comments of the Finance Committee.

Recognizing that the current CPI averaged about 1.89% for the past 12 months and after feedback from the Finance Committee, the Recommendation of the 1.8% increase was agreed upon as opposed to the 2% that Polaris had requested.

Proposed: Infrastructure Committee
Unanimous

RESOLUTION: That the Board approve the bid from Marshall's Maintenance in the amount of \$112,740.00 for the repainting of steelwork on the 3rd floor of the Bulls Head Car Park.

It was noted that the lowest bid submitted by Blue Rock Painting in the amount of \$52,200 was not selected because they did not do their due diligence and subsequently withdrew their submission.

Proposed: Infrastructure Committee
Unanimous

(v) **Finance Committee - 16 August 2018**

There are no Recommendations for review.

(vi) **Staff, Legislative & Governance Committee - 21 August 2018**

There are no Recommendations for review.

12. Any Other Business:

RESOLUTION: That the Board approve the bid from Horsfield Landscaping in the amount of \$116,525.00 for Traffic Light Signals Upgrade - Church/Court Streets' Junction.

The City Engineer advised that from the budget, there were two (2) intersections scheduled for 2018; (i) Court/Church Street where there would be a minimal amount of sidewalk expansion on the corners and would involve the replacement of the signal equipment at this location. Only one (1) tree would have to be removed, a small amount of parking, and one (1) or two (2) bike spaces would be relocated. There will be no loss of lanes therefore the driving lanes do not diminish in size. Parking would be lost on the north side of Court Street, and on the west side of Church Street and would lose about 15 feet of parking coming into that intersection. There was continued discussion.

Councillor Harvey commented on whether there had been any communication with W&E regarding the project. The Mayor suggested that the CoH should reach out to W&E just out of courtesy. It was noted that Horsfield Landscaping had previously done two (2) of the traffic light signal upgrades.

Councillor Johnson joined the meeting at 12:56pm.

The City Engineer suggested that he would share the information regarding the project with W&E, not necessarily looking for their approval.

Proposed: Councillor J. Harvey
Abstained: Councillor C. Johnson
Motion passed

Seconded: Councillor N. Swan

Note: Councillor Harvey commented on the Residents Advisory Committee Minutes in that his name was quoted as being part of the meeting. He advised that he was not in attendance at that meeting and the Recording Secretary would amend accordingly.

Crossing on Victoria Street the Corner of People's Pharmacy: Councillor Tucker commented that there should be a crossing placed there because of the amount of activity, people crossing the street, etc. The City Engineer advised that the area had been looked at and the drafting of plans had commenced. It would be a raised crossing. The sewer work up the hill from there has been completed and would probably commence the crosswalk project in the next month.

Intersection between Parliament Street and Reid Street: Councillor L. Scott commented on the vehicular traffic coming up the hill from Front Street and going through the crosswalks, particularly the second one. He suggested that the crosswalk should be raised to slow the traffic down. The Mayor advised that there had been a verbal approval with the previous Minister who said that as soon as some legislation was passed, that project would be done.

Bermuda Tourism Authority (BTA) Structure: The City Engineer advised that the BTA project would be going ahead this week down at the end of #1 dock. They are finally bringing in the containers and would be setting the structures down on the foundation. It would be a modular container structure as was agreed and the hope is to have the project completed by December 2018. There would be restricted bike parking in that area. Councillor Harvey asked if BTA was aware that the lease agreement had been changed to two (2) years as opposed to the five (5) years that was approved. The Mayor advised that there is no information anywhere that supports the agreement of two (2) years. All of the discussions held with the CoH has been about five (5) years with a renewable of five (5) years. The two (2) year agreement was mentioned by the Minister and the PS in the meeting held with them on 22 August 2018.

The City Engineer advised that the Resolution was forwarded to the Minister for approval for the five (5) years and it was approved. The Mayor said that the Minister would have to give the CoH instruction in writing.

This process was approved either by the current Minister or the previous Minister. Councillor Swan said this should be a non-issue as there is a Termination Clause in the lease. There was continued dialogue.

ACTION: Ascertain from the Bermuda Tourism Authority (BTA) whether they were aware that their lease is for two (2) years. **(City Engineer)**

Bike Parking: The City Engineer advised that the CoH was looking into installing additional bike parking around the City. There have been increasing telephone calls from the public asking for more bike parking. Would be looking across the entire City to determine where there is a shortage and how to best fit in more bikes. Councillor Johnson asked that in the future that when work is contracted to have new bike parking areas paved, to have a piece cemented so that it is all done together to which there was an affirmative response from the City Engineer.

MS Amlin World Triathlon: The City Engineer advised that the contract is for three (3) years and one (1) year has been completed. He would be looking for some feedback from the Council as to what the CoH was willing to sponsor for this coming year, whether it would be under the same arrangement. The CoH did give them a break with the tent, i.e. taking it down, a \$30K donation. Also, a few of the rentals were relaxed, i.e. income on the rentals. It was suggested to take this matter to the Infrastructure Committee for further discussion on the sponsorship. They would need to build their stadium at #1 Car Park again.

Sewerage Infrastructure: The City Engineer has had two (2) meetings with W&E representatives. The Water and Sewerage section of W&E have been working on a Water and Wastewater Master Plan document of which the main recommendation which has been approved by Cabinet is to look at a building for a Wastewater Treatment Plant in St. David's. Initially, they would want to include the Corporation of Hamilton because there is only one (1) outlet which would allow for an easy connection. W&E would be sharing their report with the City Engineer who in turn could share with the Committee. It would be a comprehensive document doing both water and wastewater, primarily to do with St. George and St. David's. One of the recommendations was that it would be more economical if more areas were included. It would be picked up from South Shore Road at the end of Point Finger Road, then a pumping station would be put in in the corner of the Botanical Gardens right on South Road, pump it along up and over past St. Brendan's (MAWI), pick up from there and then go over to Tyne's Bay. The long-term would be to incorporate all areas of the Island.

Councillor Johnson asked if there would be a way to dehydrate the sewerage and use it as fuel for Tyne's Bay or Belco, etc. The City Engineer said there is a project within this which would improve the septage facility to receive wastewater treatment plant wastes, dewatering that into cake to a certain level that would make it combustible. Then it would be disposed of in the incinerator. Dialogue continued.

The Mayor expressed his concern on the moving of a centralised treatment process to one at the furthest extreme of the Island. Then the CoH would be giving up their rights of ownership.

The CoH is very cognizant to the demands of the rate payer and it is very important for the CoH and the people they represent to minimize costs. Extensive discussion continued.

The City Engineer noted that in 2018 there had not been one (1) greaseball incident and not one (1) beach closure due to bad bathing water quality assessments. This is because of the incremental improvements that the CoH has done as well as the weather. When there is a certain weather event, it blows it on the shore. The FOG Regulations that the CoH has put into place and the collection of far more grease from the restaurants instead of it going down the sewer, has made a huge difference. The majority of the problem with the sewer is the grease and the floatables, it is not the effluent quality. With the screens that are being put in, the effluent quality is going to be drastically improved as well as disinfection so there will not be any pathogens.

Councillor Harvey commented on a Dr. Bill Andrews, a water expert and a specialist in these matters. He suggested inviting him in to have a chat to ascertain his thoughts in this regard.

There was a general consensus from the Committee Members to move ahead with the CoH's study.

Go Kart Event - Mr. Rick Richardson: This event did not take place on Labour Day. They were looking to do an event mid-week. The Event Project Manager advised that the Go Kart Association did not feel very comfortable setting-up for an event to be held mid-week because of the timeframe. Mr. Richardson is due to come back to the CoH with a new proposed date. The Mayor said the CoH had made an obligation to waive costs for street closures, subsidize labour costs up to \$15K for an event to take place over Labour Day.

The Infrastructure Committee agreed that Mr. Richardson would have to submit a new proposal.

13. Motion to Move to Restricted Session:

Proposed: Councillor L. Scott

Seconded: Councillor G. Scott

The Public Session concluded at 1:37pm.

Date

Mayor

Acting Secretary